SINGLE BENCH

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CF/00/

IN THE HIGH COURT OF CHHATTISGARH

AT BILASPUR

W. P. (S) NO. 4677 /2006

PETITIONER : Vinod Kumar Gupta, S/o Shri Amardev Gupta, aged about 43 years, Assist. Teacher Primary School, Bariadih Circle Balrampur, Educational District- Ramanujganj,Distt. – Surguja, (C.G.).

P.R. No. 47/4/06
Presented by Shri Bhoopendra Singh
dated 25/8/06

VERSUS

RESPONDENTS : 1. State of Chhattisgarh Through: Secretary, Education Department,D.K.S. Bhawan, Raipur (C.G.).

2. The Collector, Surguja Ambikapur, Distt. - Surguja (C.G.)

3. The Block Education Officer, Tribal Development Block & Tahsil – Pal, District – Surguja, (C.G.).

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WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT, DIRECTION, ORDER TO DO JUSTICE IN THE MATTER

1. Particulars of the petitioner

(33)

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI SATISH K. AGNIHOTRI, J.

W.P. (S) No.4677 of 2006

PETITIONER Vinod Kumar Gupta

VERSUS

RESPONDENTS State of Chhattisgarh and others.

Present: Shri Bhupendra Singh, counsel for the petitioner.
Smt. Anju Ahuja, Dy. G. A. for the State/ respondents.

ORAL ORDER
(Passed on 21st September, 2006)

Learned counsel appearing for the State-respondents fairly submits that the impugned orders dated 07-07-2006 and 20-07-2006 (Annexure P/1 and P/2) passed by the Collector, Surguja Ambikapur, respondent No. 2, is bad in law. According to learned counsel for the respondents, the petitioner belongs to School Education Department and by the impugned order the petitioner has been transferred to Tribal Welfare Department, which is not the parent department of the petitioner.

(2) In view of the above submission made by learned counsel for the respondents-State, this petition is allowed. The impugned order dated 07-07-2006 (Annexure P/1) and order dated 20-07-2006 in respect of the petitioner stand quashed. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Kamale